

California Regional Water Quality Control Board
North Coast Region

Minutes

May 24, 2001 Board Meeting
Regional Water Board Hearing Room
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403

On May 24, 2001, a regularly scheduled Board meeting for the Regional Water Quality Control Board-North Coast Region meeting was call to order by Chair Daniel Crowley at 9:03 A.M

i. Pledge of Allegiance

William Massey led the Pledge of Allegiance

ii. Roll Call

Board members present: William Massey, Dina J. Moore, Bev Wasson, William Hoy, and Daniel Crowley

Staff Members Present: Executive Officer, Lee Michlin; Assistant Executive Officer, Craig Johnson; Division Chiefs, Susan Warner and Robert Tancreto; Legal Counsel, Yuri Won; Seniors, John Short, Nathan Quarles, Christine Wright-Shacklett; Technical Staff, Cathleen Goodwin, Mark Neely, Janet Blake, Kathleen Spivak, Reg Cullen, Jeff Church, and Colleen Stone; Administrative Staff, Drew Bayless, Cathleen Hudson, Julie Sayre, and Jean Lockett

iii. Minutes of Past Meeting (s)

The Minutes of the April 26, 2001, was submitted for adoption.

MOTION: William Hoy made a motion to adopt the April 26, 2001, Board meeting Minutes. William Massey seconded the motion. The motion carried by a unanimous vote.

iv. Board Member Ex Parte Communication Disclosure

There were no ex parte communications reported.

v. Introduction of New Employees

Lee Michlin introduced the new staff members of the Regional Water Board: Jeff Church, Reg Cullen, and Julie Sayre.

vi. Public Forum

There were no speakers for public forum.

**CONSENT CALENDAR
WASTE DISCHARGE REQUIREMENTS**

- Item 1. Camp Royaneh, San Francisco Bay Area Council, Boy Scouts of America, Sonoma County, Recision of Waste Discharge Requirements, WDID No. 1B76101SON**
- Item 2. Chateau Felice Winery, Chalk Hill Road, Sonoma County, New Waste Discharge Requirements, WDID No. 1B00163RSON**
- Item 3. California Parks and Recreation, Salt Point State Park, Sonoma County, Revision of Waste Discharge Requirements, WDID No. 1B00163RSON**
- Item 4. United States Point Arena Air Force Station, Wastewater Treatment and Disposal Facility, Mendocino County R, Recision of Waste Discharge Requirements, WDID No. 1B73010OMEN**

MOTION: William Massey made a motion to adopt the Consent Calendar Items 1, 2, 3, and 4. Bev Wasson seconded the motion. The motion passed unanimously.

WASTE DISCHARGE REQUIREMENTS FOR DISCUSSION

- Item 5. Revision of Waste Discharge Requirements and Issuance of Master Reclamation Permit for the Sonoma County Water Agency Airport County Service Area No. 31 Waste Treatment Facility, WDID No. 1B841240SON**

This item was removed from the agenda until further notice.

CORRECTIVE ACTION

- Item 6. Public Hearing to Consider Revision to Cease and Desist Order No. 97-74 and Time Schedule Order No. 97-75 in the Matter of Occidental County Sanitation District and the Sonoma County Water Agency**

ACTION: Chair Crowley administered the hearing Oath to the staff, discharger, agencies, and public.

Cathleen Goodwin addressed the Board regarding the Occidental County Sanitation District Wastewater Facility. Ms. Goodwin gave an overview of Occidental's violations and the tasks that needed to be completed to obtain compliance. Ms. Goodwin and John Short requested that the Board adopt the proposed Cease and Desist Order and Time Schedule Order. They also proposed that the Regional Water Board's staff continue working with Sonoma County Water Agency towards a reliable and cost-effective solution.

Sonoma County Supervisor, Mike Reilly, supported the recommendations of Ms. Goodwin and Mr. Short. He thanked the Regional Water Board's staff for their work and cooperation.

Mike Thompson for Sonoma County Water Agency requested that the Board re-visit the deadlines in the proposed Orders when the alternatives have been fully explored. Yuri Won discussed the need for firm compliance deadlines in the proposed Cease and Desist Order and asked whether Sonoma County Water Agency and Occidental County Sanitation District would be able to meet the deadlines therein, to which representatives of each answered in the affirmative, barring unforeseen circumstances.

David McFadin, Deputy County Counsel for Sonoma County representing the Occidental Sanitation District, stated that they could not estimate the length of time a project will take until the EIR is completed. Once the EIR is completed, the projects and construction time will be identified; therefore, Occidental would like the opportunity to re-address the Board for an extension, if needed.

Board Member Bill Massey asked whether the Board would be bound by the civil liabilities proposed in the draft Time Schedule Order, to which Yuri Won answered that liability as proposed would not be automatic, and that liability would need to be imposed under a separate administrative civil liability complaint at which the Board could propose a smaller liability than proposed in the Time Schedule Order provided that findings justify the smaller liability.

Brenda Adelman questioned the impact that the Occidental Sanitation District project will have on Dutchbill Creek. She supported the leachfield system as a solution.

Ann Maurice stated that she also supported the leachfield system.

Henry C. Baker, Sr., a resident of Camp Meeker, suggested that violations of the Brown Act may have occurred.

Pat Aho, the majority landowner of the Aho site, addressed the board giving history of testing on the AHO land. She submitted a copy of engineering efforts of Winzler and Kelly.

A letter from Robert W. Rawson dated May 24, 2001, addressed to Chair Daniel F. Crowley, was submitted into the record, by Mr. Gene Koch.

Gene Koch, an Occidental resident, made reference to the Brown Act and suggested that the Board was not adhering to the rules of the Brown Act. He stated that Occidental Sanitation does not have the storage capacity for its project. He urged the Board to approve the original order for Occidental Sanitation.

Richard Miller, a resident of Forestville and an environmental consultant, stated that the Aho solution is a viable solution.

John Short stated that the Regional Water Board staff does not have a preferred treatment option for Occidental at this time. He recommended that the Board adopt the two orders presented by staff.

Mr. Thompson submitted a letter to the Board from Steve McNeal.

MOTION: William Hoy moved to adopt the revision of Cease and Desist Order No. 97-74 and the modification to Time Schedule Order No. 97-75. William Massey seconded the motion. The motion passed unanimously, with the required five affirmative votes for adoption of cease and desist orders.

OTHER BUSINESS

Item 7. Update on Progress in Investigation, Cleanup, and Abatement Activities at the West College Avenue/Clover Drive Tetrachloroethylene (PCE) Site

Mark Bartson updated the Board on the investigation, cleanup, and abatement activities for the West College/Clover Drive site. The City of Santa Rosa and County of Sonoma made a contribution of \$500,000 each for the installation of the waterline in the neighborhood. The installation is scheduled for completion by November 2001. Mark reported that two new wells tested positive with very low levels of PCE. He stated that the Regional Water Board staff has tentatively scheduled a public meeting for July 2001.

Public Forum

Lorraine Dickey, resident of the W. College area, thanked the State Water Board, the Regional Water Board, and its staff for funds and the effort in working on the contamination site.

Diane Schultz, a resident of W. College, thanked the Board and staff for taking the initiative and for caring enough to help with the contamination.

Item 8. Update on City of Santa Rosa, Wastewater Improvements

Dan Carlson, project coordinator for the City of Santa Rosa, updated the Board on the current operations of the wastewater treatment system. The treatment plant is currently operating in the non-discharge season and is operating under its storage curve. Mr. Carlson projected that the plant will be dry in September. He provided an update on the Geysers recharge project, indicating that eight miles of pipeline had been placed in the ground, twenty miles presently were under construction, and thirteen miles of pipe remained to be installed in 2002 to complete the 41-mile project.

Item 9. Executive Officer Administrative Civil Liabilities

There were no Administrative Civil Liabilities issued for the month of April.

Item 10. State and Regional Water Board Communications

Board member William Hoy presented John Brown with a resolution from the North Coast Regional Water Board. Mr. Brown retired from the State, and as Region 1's liaison with the State Water Board.

Item 11. City of Healdsburg Wastewater Treatment Operations Update

Mark Neely updated the Board on the City of Healdsburg wastewater treatment facility. Healdsburg discharges secondary treated wastewater into ponds. Healdsburg currently is

operating under Waste Discharge Requirements, a Cease and Desist Order, and a Time Schedule Order. The City issued a negative declaration for relocation of the wastewater out-fall in order to meet the deadline contained in the Cease and Desist Order. In the interest of preventing future discharge of wastewater to the Russian River, staff concurred with the interim discharge location as one step in a long-term project to achieve advanced wastewater treatment.

Jason Liles, Mayor of Healdsburg, introduced Healdsburg's city council members to the Board.

George Hicks stated that he will address the board at a later date to request a revision in Healdsburg's WDR. He invited the Regional Water Board staff to comment on the EIR provided on May 25, 2001.

Jason Liles stated that he would ensure that the line of communication with Windsor is always open.

Matt Mullen, Assistant Town Manager for the Town of Windsor, stated that the Town of Windsor is concerned about its water quality and the proposed discharge location for the City of Healdsburg. He indicated that Healdsburg's EIR did not address issues revolving around protecting the water supply of Windsor.

George Hicks stated that it is the council's personal and political commitment to make sure that Healdsburg goes to tertiary treatment for their own constituency, for the Board, and for everyone else.

Item 12. Budget Priorities/Timing

The Board's designated budget representative, William Massey, will represent Region 1 at the May 30, 2001, State Water Board budget meeting in Sacramento.

Item 13. Discussion of Panel Hearing Procedures

Yuri Won gave a presentation on hearing panel procedures. Chairman Crowley asked that Ms. Won look into the Board adopting equal procedures for hearing panels on Administrative Civil Liabilities and Cease and Desist Orders. He requested that the upcoming hearing panel notice clearly state that, "evidence that could have been introduced at the panel hearing will not be considered at the Regional Board Hearing."

EXECUTIVE OFFICER'S REPORT

Item 14. Monthly Report to the Board

Lee Michlin reported that Yuri Won would be reassigned to another region. Region 1 will receive another attorney sometime in the near future.

Item 15. Leaking Underground Storage Tanks/Sewage Spills

Stands as written

Item 16. Proposition 65 Notifications

Stands as written

Item 17. Violation and Enforcement Report

Stands as written

Item 18. Other Items of Interest

Stands as written

CLOSED SESSIONS

The Board convened in closed session for items 19, 20, 21, 22, and 23. The Board thereafter reconvened in open session, and had nothing to report.

There being no further business to come before this meeting body the meeting adjourned at 4:05 P.M. until the next scheduled Board meeting on June 26, 2001.

The Secretary, E. Jean Lockett recorded the minutes of the May 24, 2001, meeting of the North Coast Water Quality Control Board, to be approved by the Board at its next meeting.

Approved by: _____ Chairman